

**FILED**

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

JUN 06 2008

MOLLY C. DWYER, CLERK OF COURT  
U.S. COURT OF APPEALS

GARY KREMEN,

Plaintiff - Appellee,

V.

STEPHEN MICHAEL COHEN,

Defendant - Appellant.

No. 08-15824

D.C. No. 5:98-CV-20718-JW

Northern District of California,  
San Jose

**MANDATE**

The judgment of this Court, entered 5/15/08, takes effect this date.

This constitutes the formal mandate of this Court issued pursuant to Rule 41(a) of the Federal Rules of Appellate Procedure.

FOR THE COURT:

Molly C. Dwyer  
Clerk of Court

By: Synitha Walker  
Deputy Clerk